



General Assembly

Substitute Bill No. 637

January Session, 2005

* SB00637ENV 040105 *

AN ACT CONCERNING A BI-STATE LONG ISLAND SOUND COMMITTEE.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 25-138 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective upon the enactment by*
3 *the state of New York of legislation having like effect*):

4 In order to provide for [the] maximum [enhancement of the marine
5 resources] public enjoyment and to protect the natural resources of
6 Long Island Sound, which is threatened by proposed industrialization
7 and negative uses, including, but not limited to, proposed private
8 energy development projects, the legislature hereby finds that the best
9 interest of the people of the state and the communities involved will be
10 served by the establishment of a Connecticut-New York Bi-State Long
11 Island Sound [Marine Resources] Committee to make specific
12 recommendations concerning the maintenance, protection and
13 restoration of such [marine] natural resources.

14 Sec. 2. Section 25-139 of the general statutes is repealed and the
15 following is substituted in lieu thereof (*Effective upon the enactment by*
16 *the state of New York of legislation having like effect*):

17 There is hereby established a Bi-State Long Island Sound [Marine
18 Resources] Committee. Such committee shall consist of eighteen

19 members, nine of whom shall be residents of Connecticut and nine of
20 whom shall be residents of New York. The Connecticut members shall
21 be as follows: Three members of the senate representing districts that
22 include coastal municipalities, one appointed by the president pro
23 tempore of the Senate, one appointed by the majority leader of the
24 Senate and one appointed by the minority leader of the Senate; three
25 members of the House of Representatives, one appointed by the
26 speaker of the House of Representatives, one appointed by the
27 majority leader of the House of Representatives and one appointed by
28 the minority leader of the House of Representatives; and the Governor,
29 the Commissioner of Environmental Protection and the director of the
30 Connecticut coastal zone management program, or their designees.

31 Sec. 3. Section 25-140 of the general statutes is repealed and the
32 following is substituted in lieu thereof (*Effective upon the enactment by*
33 *the state of New York of legislation having like effect*):

34 The committee may make such recommendations as may be
35 necessary to effectuate the purposes of this part. In furtherance of its
36 responsibilities under this part, the committee [shall] may coordinate
37 and recommend standardization of all laws relative to Long Island
38 Sound including, but not limited to, standardization of jurisdiction of
39 coastal waters by harbor management commissions, municipal
40 waterfront authorities, municipal conservation commissions,
41 municipal port authorities and municipal shellfish commissions. The
42 committee shall consider the adverse impact any action proposed in or
43 for Long Island Sound may have upon the [marine] public trust
44 resources of said sound. The committee shall prepare and submit a
45 report to the governors and the legislatures of the respective states on
46 or before February fifteenth, annually. The report shall make
47 recommendations for legislation regarding proposed industrialization
48 and private use of public trust resources of Long Island Sound,
49 including, but not limited to, proposed private energy projects. In
50 developing such recommendations, the committee shall seek to (1)
51 avoid, (2) minimize, and (3) mitigate the impacts of such proposed
52 industrialization and private use of public trust resources of said

53 sound. For the purposes of this section, "public trust resources" shall
54 include, but not be limited to, the historic and broad boating use of
55 said sound by the public, the right of the public to enjoy and explore
56 the natural beauty of said sound by boat, the rights of the public and
57 commercial fishermen to harvest fish and shellfish from said sound,
58 the protection of all natural resources of said sound that are held in
59 trust by the state for the public, the stewardship and restoration of sites
60 along the coast of said sound that contain important habitat or natural
61 resources and the protection of sites that provide opportunities for
62 public enjoyment of said sound.

63 Sec. 4. Section 25-140a of the general statutes is repealed and the
64 following is substituted in lieu thereof (*Effective upon the enactment by*
65 *the state of New York of legislation having like effect*):

66 The Bi-State Long Island Sound [Marine Resources] Committee,
67 established pursuant to sections 25-138 to 25-142, inclusive, may solicit
68 proposals from any interested and qualified party for a design for a
69 uniform sign denoting coastal access to Long Island Sound in the states
70 of Connecticut and New York. The committee may make a
71 recommendation regarding such signs to the governors and the
72 legislatures of the respective states during their 1993 legislative
73 sessions.

74 Sec. 5. Section 25-141 of the general statutes is repealed and the
75 following is substituted in lieu thereof (*Effective upon the enactment by*
76 *the state of New York of legislation having like effect*):

77 The committee may request and receive from any department,
78 division, board, bureau, commission or other agency of the state of
79 Connecticut or the state of New York, or any political subdivision
80 thereof or any public authority or not-for-profit organization such data
81 as may be necessary to enable the committee to carry out its
82 responsibilities under this part.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>upon the enactment by the state of New York of legislation having like effect</i>	25-138
Sec. 2	<i>upon the enactment by the state of New York of legislation having like effect</i>	25-139
Sec. 3	<i>upon the enactment by the state of New York of legislation having like effect</i>	25-140
Sec. 4	<i>upon the enactment by the state of New York of legislation having like effect</i>	25-140a
Sec. 5	<i>upon the enactment by the state of New York of legislation having like effect</i>	25-141

ENV **Joint Favorable Subst.**